

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS

No. 6:21-cv-00108

Brian Clay Earle,
Petitioner,

v.

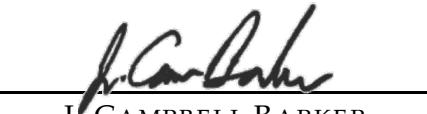
Sheriff, Wood County,
Respondent.

ORDER

This habeas corpus action was referred to United States Magistrate Judge John D. Love pursuant to 28 U.S.C. § 636(b). Doc. 2. On May 6, 2021, the magistrate judge issued a report recommending that the petition be dismissed without prejudice as unexhausted. Doc. 5. No objections were filed.

When no party objects to the magistrate judge's report and recommendation, the court reviews it only for clear error. *See Douglass v. United Servs. Auto. Ass'n*, 79 F.3d 1415, 1420 (5th Cir. 1996). Having reviewed the magistrate judge's report, and being satisfied that it contains no clear error, the court accepts its findings and recommendation. The petition is dismissed without prejudice.

So ordered by the court on June 17, 2021.



J. CAMPBELL BARKER
United States District Judge